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Thomas H. Martin, Esq.

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Firm: U.S. Patent & Trademark Office

From-MARTIN&FERRAROLLP

Phone No.: 330-877-2277

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No. of Pages (including this): 12

Subject: U.S. Patent Application No. 09/497,590

Gary Karlin Michelson

Filed: June 6, 2000

APPARATUS INCLUDING A GUARD MEMBER HAVING A PASSAGE WITH A NON-CIRCULAR

CROSS SECTION FOR PROVIDING PROTECTED

ACCESS TO THE SPINE (as amended) Attorney Docket No. 101.0044-03000

Customer No. 22882 Confirmation No.: 7688 Confirmation Copy to Follow: NO

May 17, 2007

Message:

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached Transmittal Form (in duplicate) and Amendment with 2 annotated sheets of drawings and 2 new sheets of drawings are being facsimile transmitted to the U.S. Patent and Trademark Office on May 17, 2007.

Sandra L. Blackmon

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